

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA	:	CRIMINAL NO. 12-
v.	:	DATE FILED: April 26, 2012
NIYAZ SAINUDEEN	:	VIOLATIONS:
	:	18 U.S.C. § 2252(a)(2) (distribution of child
	:	pornography – 2 counts)
	:	18 U.S.C. § 2252(a)(2) (receipt of child
	:	pornography – 1 count)
	:	18 U.S.C. § 2252(a)(4)(B) (possession of child
	:	pornography – 1 count)
		Notice of Forfeiture

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

On or about July 21, 2011, in the Eastern District of Pennsylvania and elsewhere,
defendant

NIYAZ SAINUDEEN

knowingly distributed visual depictions, that is, computer files containing such visual depictions, using a means and facility of interstate commerce, and the production of these visual depictions involved the use of minors engaging in sexually explicit conduct and the visual depictions were of minors engaging in sexually explicit conduct.

In violation of Title 18, United States Code, Section 2252(a)(2).

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about October 3, 2011, in the Eastern District of Pennsylvania and elsewhere,
defendant

NIYAZ SAINUDEEN

knowingly distributed visual depictions, that is, computer files containing such visual depictions, using a means and facility of interstate commerce, and the production of these visual depictions involved the use of minors engaging in sexually explicit conduct and the visual depictions were of minors engaging in sexually explicit conduct.

In violation of Title 18, United States Code, Section 2252(a)(2).

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about February 27, 2012, in the Eastern District of Pennsylvania and elsewhere,
defendant

NIYAZ SAINUDEEN

knowingly received visual depictions, that is, computer files containing such visual depictions, using a means and facility of interstate commerce, and the production of these visual depictions involved the use of minors engaging in sexually explicit conduct and the visual depictions were of minors engaging in sexually explicit conduct.

In violation of Title 18, United States Code, Section 2252(a)(2).

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:

On or about March 8, 2012, in Philadelphia, in the Eastern District of Pennsylvania,
defendant

NIYAZ SAINUDEEN

knowingly possessed certain matter, namely a computer, which contained visual depictions that had been shipped and transported using a means and facility of interstate and foreign commerce and in and affecting interstate and foreign commerce. The production of these visual depictions involved the use of minors engaging in sexually explicit conduct and the visual depictions were of minors engaging in sexually explicit conduct.

In violation of Title 18, United States Code, Section 2252(a)(4)(B).

NOTICE OF FORFEITURE

THE GRAND JURY FURTHER CHARGES THAT:

1. As a result of the violations of Title 18, United States Code, Section 2252, set forth in this indictment, defendant

NIYAZ SAINUDEEN

shall forfeit to the United States of America any visual depiction described in Section 2252 and any matter containing such depictions, and any property used or intended to be used to commit or promote the commission of the offenses, including, but not limited to:

Toshiba Satellite L775DS7340 bearing serial number 9B041971R

2. If any of the property subject to forfeiture, as a result of any act or omission of the defendant:

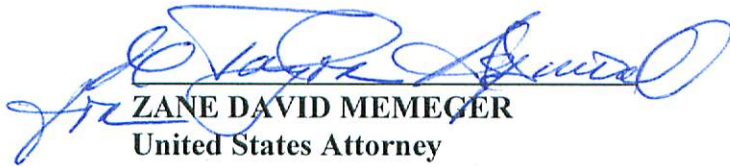
- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of the defendant up to the value of the property subject to forfeiture.

All pursuant to Title 18, United States Code, Section 2253 and Title 21, United States
Code, Section 853.

A TRUE BILL:

GRAND JURY FOREPERSON



ZANE DAVID MEMEGER
United States Attorney